

**DECLARATION
Utility Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled 3-D ELECTRO OPTICAL SWITCH the specification of which

(Check One) is attached hereto OR
 was filed on as United States Application Serial No. or PCT International Application No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Date of Filing	Priority Claimed Yes No

I hereby claim the benefit under Title 35, United States Code §119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date	Status-Patented, Pending or Abandoned

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	FULL NAME OF INVENTOR	FIRST Name Victor	MIDDLE Initial	LAST Name Joseph	
	RESIDENCE & CITIZENSHIP	City Fremont	State or Foreign Country California	Country of Citizenship U.S.A.	
	POST OFFICE ADDRESS	35964 Killorglin Common	City Fremont	State or Country California	Zip Code 94536
INVENTOR'S SIGNATURE <i>Victor Joseph</i>			DATE <u>11/06/01</u>		

202	FULL NAME OF INVENTOR	FIRST Name Khalid	MIDDLE Initial	LAST Name Ahmad	
	RESIDENCE & CITIZENSHIP	City Thousand Oaks	State or Foreign Country California	Country of Citizenship U.S.A.	
	POST OFFICE ADDRESS	884 Puesta Del Sol	City Thousand Oaks	State or Country California	Zip Code 91360
INVENTOR'S SIGNATURE <i>Khalid Ahmad</i>			DATE <u>11/06/01</u>		

203	FULL NAME OF INVENTOR	FIRST Name Jie	MIDDLE Initial	LAST Name Zhou	
	RESIDENCE & CITIZENSHIP	City Simi Valley	State or Foreign Country California	Country of Citizenship China	
	POST OFFICE ADDRESS	1556 Patricia Ave, #255	City Simi Valley	State or Country California	Zip Code 90065
INVENTOR'S SIGNATURE <i>ZJ</i>			DATE <u>11/06/01</u>		

204	FULL NAME OF INVENTOR	FIRST Name Lei	MIDDLE Initial	LAST Name Zhang	
	RESIDENCE & CITIZENSHIP	City Simi Valley	State or Foreign Country California	Country of Citizenship P.R. China	
	POST OFFICE ADDRESS	1923 Hillgate Way #K	City Simi Valley	State or Country California	Zip Code 93065
INVENTOR'S SIGNATURE <i>L</i>			DATE <u>11/06/01</u>		

205	FULL NAME OF INVENTOR	FIRST Name	MIDDLE Initial	LAST Name	
	RESIDENCE & CITIZENSHIP	City	State or Foreign Country	Country of Citizenship	
	POST OFFICE ADDRESS		City	State or Country	Zip Code
INVENTOR'S SIGNATURE			DATE		

POWER OF ATTORNEY
By Assignee

AVRIO Technologies, Inc., assignee(s) of the application for United States Letters Patent for an improvement in

3-D ELECTRO OPTICAL SWITCH

by Victor Joseph, Khalid Ahmad, Jie Zhou and Lei Zhang,

the specification of which:

- is filed herewith, OR
 was filed on _____, having U.S. Patent Application Serial No. _____

does hereby appoint as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application and transact all business in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefor before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified application, all of the registered practitioners identified by Customer Number 22249:



22249
PATENT TRADEMARK OFFICE

LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071
(213) 489-1600

Please send all inquiries to Kenneth S. Roberts, at the above Customer Number.

I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title to the patent application identified above from the inventor(s) to the assignee(s), which:

- is filed for recordation herewith; or
 was recorded at Reel _____, Frame _____; or
 has been sent for recordation under separate cover, copy attached herewith.

To the best of the undersigned's knowledge and belief, title is in the assignee(s) identified above. Furthermore, the undersigned is empowered to sign this document on behalf of the assignee(s).

Full Name of Assignee: AVRIO Technologies, Inc	
Post Office Address: 30141 Agoura Road, Suite 210, Agoura Hills, CA 91301	
Signature of Declarant or Assignee: 	Date: 6/8/01
Full Name of Declarant	
If Other Than Assignee: Khalid Ahmad	
Title of Declarant: President and CEO	
Address of Declarant: 30141 Agoura Road, Suite 210, Agoura Hills, CA 91301	